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Counsel for Defendant KUNTZ  
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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,	)	
	)	No. CR 11-00833-CW-1
12 Plaintiff,	)	
	)	STIPULATION TO CONTINUE; ORDER
13 vs.	)	CONTINUING CASE AND EXCLUDING
	)	TIME UNDER THE SPEEDY TRIAL ACT
14 JESSE ALLEN KUNTZ,	)	
	)	
15 Defendant.	)	
_____	)	
16		

17 IT IS HEREBY STIPULATED, by and between the parties to this action, that the  
18 MOTIONS SETTING HEARING date of January 10, 2012 presently scheduled at 2:00 p.m.,  
19 before the Honorable Claudia Wilken, be vacated and re-set for January 31, 2012 at 2:00 p.m. for  
20 TRIAL OR MOTIONS SETTING OR DISPOSITION HEARING.

21 The reason for this request is that both counsel are continuing to review discovery and  
22 investigate this case. Specifically, because of both missing information and a probable reversal  
23 on appeal of a prior case in Mr. Kuntz's rap sheet, there are criminal history documents which  
24 must be reviewed prior to the entry of any plea agreement. The government has extended an  
25 offer in this case, which the defense wishes to consider and discuss, based on a thorough review  
26 of any alleged criminal history documents.

1 The parties agree and stipulate that the time until January 31, 2012 should be excluded,  
2 under 18 U.S.C. §3161(H)(7)(A) because the ends of justice served by the granting of the  
3 continuance outweigh the best interests of the public and the defendant in a speedy and public  
4 trial. The continuance is necessary to accommodate counsel's preparation efforts.

5  
6 Date 1/09/12

/s/  
John Paul Reichmuth  
Assistant Federal Public Defender  
Counsel for defendant KUNTZ

7  
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9  
10 Date 1/09/12

/s/  
James Mann  
Assistant United States Attorney

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12 I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/)  
13 within this efiled document.

/S/ John Paul Reichmuth  
Counsel for Defendant Kuntz

ORDER

The court finds that the ends of justice served by the granting of the continuance outweigh the best interests of the public and the defendant in a speedy and public trial. The continuance is necessary to accommodate counsel's preparation efforts. Based on these findings, IT IS HEREBY ORDERED THAT the above-captioned matter is continued to January 31, 2012 at 2:00 p.m., and that time is excluded from the date of this order to January 31, 2012 pursuant to 18 U.S.C. §§3161(h)(7)(A).

IT IS SO ORDERED.

1/9/2012

Date



HON. CLAUDIA WILKEN  
UNITED STATES DISTRICT JUDGE